

STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

**SBC Communications, Inc.,)
SBC Delaware Inc.,)
Ameritech Corporation,)
Illinois Bell Telephone Company)
d/b/a Ameritech Illinois, and)
Ameritech Illinois Metro, Inc.)
)
Joint Application for Approval of the)
Reorganization of Illinois Bell)
Telephone Company d/b/a Ameritech)
Illinois, and the Reorganization)
of Ameritech Illinois Metro, Inc.)
In Accordance With Section 7-204 Of)
The Public Utilities Act and for All)
Other Appropriate Relief)**

Docket No. 98-0555

**McLEODUSA TELECOMMUNICATIONS SERVICES, INC.'S
DRAFT ORDER**

McLeodUSA Telecommunications Services, Inc. ("McLeodUSA") pursuant to the July 9th request of the Chairman, hereby submits proposed language to be included in the final order if the Commission approves the proposed reorganization¹:

1. The following condition should be included in the final order to address the payment of reciprocal compensation:

Applicants commit to paying reciprocal compensation to all terminating carriers on all Internet-bound traffic. Applicants shall do so with respect to all such traffic terminated on each such CLECs' facilities as of the effective date of the interconnection agreement with each such carrier.

¹Given McLeodUSA's limited involvement in this proceeding, and given the earlier issuance of the Proposed Order and Post Exceptions Proposed Order, McLeodUSA is not submitting a complete draft order, but rather is offering language to implement its proposed merger conditions.

2. The following condition should be included in the final order to address the provision of unbundled loops, including payment of special construction charges:

Applicants shall not impose special construction charges for the provision of unbundled network elements unless: (1) it can be shown that the costs to be recovered through such special construction charges are not already being recovered through the TELRIC UNE pricing for the loop, and; (2) Applicants would charge their end use customer the same special construction charges if Applicants provided the same service to that end use customer.

3. The following condition should be included in the final order to address SBC-Ameritech's provision of loop information to carriers purchasing unbundled loops:

Applicants should provide to CLECs 24 hour on-line access to a computer database which contains information concerning the technical make-up of loops on its system, including physical medium of the loop (*i.e.*, copper or fiber); loop length in equivalent 26 gauge; the length and location of bridged taps; and the presence of load coils, repeaters, DLC systems or DAMLs.

4. The following condition should be included in the final order to address the provision by SBC-Ameritech of volume discounts:

Ameritech shall modify Ill. C. C. No. 20, Part 22, Section 1, 3rd Revised Sheet No. 1.1. to eliminate the language that calls into question the future availability of volume discounts to carriers. Applicants shall not include any such limitations in future tariff filings.

5. The following condition should be included in the final order to address SBC-Ameritech's treatment of its wholesale customers.

Applicants shall treat their wholesale customers fairly and reasonably, and not impose any burdens or service limitations on wholesale customers that prevent those wholesale customers from providing services comparable to those which are provided by Applicants.

For the reasons explained in McLeodUSA's Brief on Reopening, it is only if these conditions are included in the final order in this proceeding that approval of the merger will be in the public interest.

Respectfully submitted,

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